

WC 06-40

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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Federal Communications Commission
Office of Secretary

In the Matter of)

Section 63.71 Application)
Of TMC Communications of)
Delaware, Inc. and TMC of)
Virginia, Inc.)

File No. _____

SECTION 63.71 APPLICATION

TMC Communications of Delaware, Inc. and TMC of Virginia, Inc. (together, "TMC" or "Applicants") hereby seek authorization pursuant to Section 214(a) of the Communications Act of 1934, as amended, and Section 63.17 of the Commission's rules, to discontinue the provision of all telecommunications services to customers in all states in which TMC is authorized to provide such services.¹ Specifically, TMC will cease all operations upon receipt of regulatory approvals, and it therefore seeks authority to discontinue the provision of all of its local, long distance, and international telephone services to its customers.

TMC does not have the funds available to continue operations. It is not able to make necessary payments to its underlying network carriers Verizon, Cavalier Telephone, AT&T, Print, and Covad Communications, and it therefore has no option but to shut down its business. TMC has notified all of its customers by U.S. mail in a notice mailed on February 2, 2006, indicating its intention to cease the provision of all services

¹ TMC Communications of Delaware, Inc. is authorized to provide telecommunications services in the State of Maryland. TMC of Virginia, Inc. is authorized to provide telecommunications services in the Commonwealth of Virginia.

in sixty days or as soon thereafter as required regulatory approvals are obtained.² There are 270 affected customers, and all of them have adequate alternative services available to them from competitive and incumbent local exchange carriers.

TMC provides the following information required by Section 63.71 of the Commission's rules:

1. Name and Address of the Carrier. TMC Communications of Delaware, Inc. and TMC of Virginia, Inc. are both wholly-owned subsidiaries of Telecommunications Management Consultants, Inc. The address for TMC is 9801 Washingtonian Boulevard, Suite 510, Gaithersburg, MD 20878.
2. Date of Planned Service Discontinuance. TMC plans to discontinue all services to its customers on April 3, 2006, or as soon thereafter as all required regulatory approvals are received.
3. Points of Geographic Areas of Service Affected. TMC will discontinue services to customers located in Maryland and Virginia.
4. Brief Description of Type of Service Affected. TMC will discontinue all operations and cease providing all telecommunications services to its customers, including local exchange service, interexchange service, and international services. All services were provided using the underlying networks of Verizon, Cavalier Telephone, AT&T, Sprint, and Covad Communications.
5. Brief Description of Dates and Methods of Notice To All Affected Customers.
TMC provided written notice to all of its customers in accordance with the requirements

² A copy of the February 2 customer notification letter is attached to this Application as Exhibit 1.

of Section 63.17(a) by letter dated February 2, 2006. This notice was mailed to all customers on February 2, 2006, by U.S. Mail. A copy of this letter notice is attached to this Application as Exhibit 1.

6. *Whether the Carrier is Considered To Be Dominant or Non-Dominant With Respect to the Services To Be Discontinued.* TMC is a non-dominant carrier with respect to the services to be discontinued.


In accordance with Section 63.71 of the Commission's rules, a copy of this Application is being sent by U.S. Mail on this date to the Virginia Division of Communications of the State Corporation Commission, to the Maryland Public Service Commission, to the Governors of Maryland and Virginia, and to the Special Assistant for Telecommunications for the Secretary of Defense.

Questions concerning this application should be directed to the undersigned:

Respectfully submitted,

TMC COMMUNICATIONS OF DELAWARE, INC.
TMC OF VIRGINIA, INC.

By: _____



Bruce A. Henoch

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Their attorney

Date: February 3, 2006

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Section 63.71 Application was sent on this day by U.S. mail postage prepaid, to the following:

Secretary of Defense
ATTN: Special Assistant for Telecommunications
The Pentagon
Washington, D.C. 20301

Executive Secretary
Maryland Public Service Commission
William Donald Schaefer Tower
6 St. Paul St., 16th Floor
Baltimore, MD 21202

Director
SCC - Division of Communications
P.O. Box 1197
Richmond, Virginia 23218

The Honorable Tim Kaine
Governor
Commonwealth of Virginia
P.O. Box 1475
Richmond, Virginia 23218

The Honorable Robert L. Ehrlich, Jr.
Governor
State of Maryland
State House
Annapolis, Maryland 21401-1925



Bruce A. Henoch

February 3, 2006

February 2, 2006



TMC Communications of Delaware, Inc.
TMC of Virginia, Inc.
9801 Washingtonian Blvd, Suite 510
Gaithersburg, Maryland 20878

Dear Client,

This letter is to notify you that, effective sixty (60) days after the date of this letter, or as soon thereafter as the necessary regulatory approvals are obtained, TMC Communications of Delaware, Inc. and TMC of Virginia, Inc. (together, "TMC"), your local, long-distance, and/or international telecommunications provider, will be discontinuing all services. This discontinuance affects services in all states where TMC is authorized to provide telecommunications services, including Maryland and Virginia. This notice clarifies and supersedes any previous notifications.

Your action is required. You must make arrangements to obtain telecommunications services from another provider prior to the end of the 60-day period mentioned above. Please make arrangements to move your services to other telecommunications carriers as soon as possible. TMC will provide you with assistance in conducting the transaction to a new carrier of your choice. Should you need such assistance or if you have any questions, please call your customer service representative at (301) 913-0314 or 1-866-246-8862.

The Federal Communications Commission will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments within fifteen (15) days after receipt of this notification. Address them to the Federal Communications Commission, Washington, DC 20554, referencing Application for Section 63.71 Authority of TMC Communications of Delaware, Inc. and TMC of Virginia, Inc. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

TMC appreciates your business, and we regret that we are unable to continue serving you. It has been our pleasure to do so.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Galkin", written over a horizontal line.

Daniel Galkin
CEO
TMC of Delaware, Inc.
TMC of Virginia, Inc.